

September 15, 2010

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker
Clerk of Court

In re: JEROME G. CARTER,

Petitioner.

No. 10-3161
(D. C. No. 5:07-CV-03317-SAC)

ORDER

This matter comes before the court on petitioner's letter to the court dated September 10, 2010. The court construes the letter as a motion to dismiss this case. As construed, the motion is granted. *See* Fed. R. App. P. 42(b).

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk